

# DISTRICT ATTORNEY KINGS COUNTY

350 JAY STREET BROOKLYN, NY 11201-2908 (718) 250-2000 WWW.BROOKLYNDA.ORG

> [INSERT NAME] Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]

Kings County Dkt./Ind. No. [#######]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: PHILIP DITTO

MOS TAX:

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

#### Disclosure # 1:

MOS DITTO PLED GUILTY TO THE FOLLOWING NYPD DEPARTMENTAL CHARGES AND SPECIFICATIONS:

- MOS DITTO, WHILE ACTING IN CONCERT WITH ANOTHER MEMBER OF SERVICE, WHILE ASSIGNED TO THE
  71<sup>ST</sup> PRECINCT, ON APRIL 18, 2006, AT APPROXIMATELY 1943 HOURS, WHILE ON DUTY IN KINGS COUNTY,
  ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY AND DISCIPLINE OF THE
  DEPARTMENT IN THAT HE ENGAGED IN A VEHICLE PURSUIT OF A MOTORCYCLIST WITHOUT NOTIFYING
  THE RADIO DISPATCHER AT THE START OF THE PURSUIT AS REQUIRED
- MOS DITTO, ASSIGNED TO THE 71<sup>ST</sup> PRECINCT AND ON DUTY, WHILE ACTING IN CONCERT WITH THE SAME MEMBER OF SERVICE, ON JULY 7, 2006, AT APPROXIMATELY 1096 HOURS, WHILE ON DUTY IN KINGS COUNTY, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY AND DISCIPLINE OF THE DEPARTMENT, IN THAT HE ENGAGED IN A VEHICLE PURSUIT OF A MOTORCYCLIST WITHOUT NOTIFYING THE RADIO DISPATCHER AT THE START OF THE PURSUIT AS REQUIRED
- 3. MOS DITTO, ASSIGNED TO THE 71<sup>ST</sup> PRECINCT AND ON DUTY, WHILE ACTING IN CONCERT WITH THE SAME MEMBER OF SERVICE, ON JULY 8,2006, AT 2025 HOURS, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY AND DISCIPLINE OF THE DEPARTMENT, IN THAT HE ENGAGED IN A VEHICLE PURSUIT OF A MOTORCYCLIST WITHOUT NOTIFYING THE RADIO DISPATCHER AT THE START OF THE PURSUIT, AS REQUIRED.
- 4. MOS DITTO, ASSIGNED TO THE 71<sup>ST</sup> PRECINCT AND ON DUTY, WHILE ACTING IN CONCERT WITH THE SAME MEMBER OF SERVICE, ON JULY 9, 2006, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, AND DISCIPLINE OF THE DEPARTMENT, TO WIT: IN THAT HE ENGAGED IN A VEHICLE PURSUIT OF A MOTORCYCLIST WITHOUT NOTIFYING THE RADIO DISPATCHER AT THE START OF THE PURSUIT, AS REQUIRED
- 5. MOS DITTO, ASSIGNED TO THE 71<sup>ST</sup> PRECINCT AND ON DUTY, ON 04/18/2006, ENGAGED IN CONDUCT PREJUDICAL TO THE GOOD OF THE DEPARTMENT, TO WIT: MOS DITTO PURSUED A SPEEDING MOTORCYCLIST BY DRIVING ON A SIDEWALK FOR APPROXIMATELY ONE BLOCK WHEN THE PURSUIT OF THE MOTORCYCLIST WAS INITIATED AS A RESULT OF A TRAFFIC VIOLATION
- MOS DITTO, ASSIGNED TO THE 71<sup>ST</sup> PRECINCT AND ON DUTY, ON 07/07/2006, AT 1906 HOURS, TO WIT: MOS DITTO PURSUED A SPEEDING MOTORCYCLIST BY DRIVING THRU FIVE STEADY RED LIGHTS AND TWO STOP SIGNS

7. MOS DITTO, ASSIGNED TO THE 71<sup>ST</sup> PRECINCT AND ON DUTY, ON 04/08/2006, 2025 HOURS, TO WIT: WITH A CIVILAIN INDIVIDUAL RIDING AS A PASSENGER IN HIS RADIO MOTOR PATROL CAR, MOS DITTO PURSUED A SPEEDING MOTOR CYCLIST BY DRIVING THRU TWO STEADY RED LIGHTS

CASE STATUS: CLOSED ON 02/04/2009

ACTION TAKEN: DISMISSAL PROBATION FOR ONE (1) YEAR, THIRTY (30) DAY SUSPENSION, FORFEITURE OF FIFTEEN (15) VACATION DAYS, FOR A TOTAL OF FORTY-FIVE (45) DAYS

#### Disclosure # 2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 12/22/2010, AGAINST MOS DITTO:

1. MOS DITTO, ASSIGNED TO MTN PRECINCT, ON 12/22/2010, MOS DITTO FAILED TO MAKE ACTIVITY LOG ENTRIES REGRARDING THE ISSUANCE OF A SUMMONS TO A PERSON

CASE STATUS: CLOSED ON 06/05/2012

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE, WARNED AND ADMONISHED

### Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 11/15/2016, AGAINST MOS DITTO:

1. COURT NON-APPEARANCE – TRAFFIC VIOLATIONS BUREAU

CASE STATUS: CLOSED ON 05/11/2017

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

#### Disclosure # 4:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 11/04/2019, AGAINST MOS DITTO:

 ${\bf 1.} \quad {\sf FAIL \, TO \, SAFEGUARD \, DEPARTMENT \, EQUIPMENT \, - \, TRAIN \, PASS \, - \, METROCARD}$ 

CASE STATUS: CLOSED ON 01/16/2020

#### Disclosure # 5:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 3/13/2020, AGAINST MOS DITTO:

1. FAIL TO SAFEGUARD DEPARTMENT EQUIPMENT - TRAIN PASS - METROCARD

CASE STATUS: CLOSED ON 04/25/2020

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

## Disclosure # 6:

HE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 12/06/2020, AGAINST MOS DITTO:

- 1. FAIL TO NOTIFY IAB
- 2. FAIL TO NOTIFY DUTY CAPTAIN/OPERATIONS

CLOSED DATE: 2020-12-18

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

### Disclosure # 7(PENDING):

CCRB CASE: 202000813 REPORT DATE: 01/30/20



Eric Gonzalez
District Attorney
Kings County